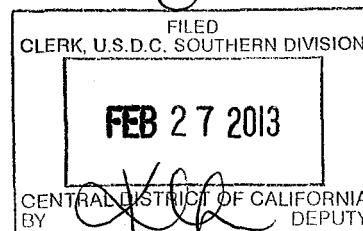


I HEREBY CERTIFY THAT THIS DOCUMENT WAS SERVED BY
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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

JORGE ALFONSO AYALA, } Case No. CV 11-5385-DSF (RNB)
Petitioner, }
vs. } ORDER ACCEPTING FINDINGS AND
M. BITER, Warden, } RECOMMENDATIONS OF UNITED
Respondent. } STATES MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition (as supplemented), all the records and files herein, the original Report and Recommendation of the United States Magistrate Judge, petitioner's objections thereto, the Supplemental Report and Recommendation of the United States Magistrate Judge, and petitioner's objections thereto. Having made a de novo determination of those portions of the original Report and Recommendation and the Supplemental Report and Recommendation to which objections have been made, the Court concurs with and accepts the findings and recommendations of the Magistrate Judge.

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1 IT THEREFORE IS ORDERED that petitioner's request for an evidentiary
2 hearing is denied; petitioner's request for a stay of proceedings is denied; and
3 Judgment be entered denying the Petition and dismissing this action with prejudice.

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5 DATED: 2/25/13

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7 DALE S. FISCHER
8 UNITED STATES DISTRICT JUDGE

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